



General Assembly

January Session, 2011

Committee Bill No. 463

LCO No. 4115

04115SB00463GL_

Referred to Committee on General Law

Introduced by:
(GL)

**AN ACT REQUIRING RETAILERS TO DISCLOSE SPECIFIC
ABSORPTION RATES FOR CELLULAR TELEPHONES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective January 1, 2012*) (a) As used in this
2 section:

3 (1) "Cellular mobile telephone" means a portable wireless telephone
4 device that is designed to send or receive transmissions through a
5 cellular radiotelephone service, as defined in 47 CFR 22.99. A wireless
6 telephone device that is integrated into the electrical architecture of a
7 motor vehicle is not a cellular mobile telephone.

8 (2) "Cellular mobile telephone retailer" means any person or entity
9 which offers cellular mobile telephones to the public for sale or lease.
10 A person or entity which offers cellular mobile telephones for sale or
11 lease to the public exclusively over the telephone, by mail, or over the
12 Internet is not a cellular mobile telephone retailer.

13 (3) "Cellular mobile telephone service provider" means a
14 telecommunications common carrier authorized to offer and provide

15 cellular service for hire to the general public.

16 (4) "Display materials" means informational or promotional
17 materials posted adjacent to a sample telephone on display at a retail
18 location that describe or list the features of the telephone. "Display
19 materials" shall not include any tag, sticker or decal attached to a
20 cellular mobile telephone by the manufacturer, the manufacturer's
21 packaging for the telephone or materials that list only the price and an
22 identifier for the telephone.

23 (5) "SAR value" means the maximum whole-body and spatial peak
24 specific absorption rate for a particular make and model of cellular
25 mobile telephone as registered with the Federal Communications
26 Commission.

27 (b) A cellular mobile telephone service provider that sells its service
28 through a retailer shall provide the retailer with the SAR value for each
29 make and model of cellular mobile telephone sold or leased at each
30 retail location in connection with cellular mobile telephone service
31 from the provider. The service provider shall update the information it
32 provides to retailers whenever new makes and models of cellular
33 mobile telephones covered by the service provider are added or old
34 makes and models dropped, or whenever the service provider receives
35 new information on the SAR values of any such telephones.

36 (c) If a cellular mobile telephone retailer posts display materials in
37 connection with sample telephones or telephones on display, the
38 display materials shall include: (1) The SAR value of the telephone and
39 the maximum allowable SAR value for cellular telephones set by the
40 Federal Communications Commission, (2) a statement explaining what
41 a SAR value is, and (3) a statement that additional educational
42 materials regarding SAR values and cellular mobile telephone use are
43 available from the cellular mobile telephone retailer.

44 (d) If a cellular mobile telephone retailer does not post display
45 materials in connection with sample telephones or telephones on

46 display, the retailer shall display, in a prominent location within the
 47 retail location visible to the public: (1) The SAR value of each make and
 48 model of cellular mobile telephone offered for sale or lease at the retail
 49 location and the maximum allowable SAR value for cellular mobile
 50 telephones set by the Federal Communications Commission, (2) a
 51 statement explaining what a SAR value is, and (3) a statement that
 52 additional educational materials regarding SAR values and cellular
 53 mobile telephone use are available from the cellular mobile telephone
 54 retailer.

55 (e) The Commissioner of Consumer Protection shall adopt
 56 regulations, in accordance with chapter 54 of the general statutes, to
 57 implement the provisions of this act.

58 (f) A violation of this section shall be deemed an unfair or deceptive
 59 trade practice under subsection (a) of section 42-110b of the general
 60 statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	January 1, 2012	New section

Statement of Purpose:

To require retailers to disclose specific absorption rates for cellular mobile telephones.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. HARTLEY, 15th Dist.

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